

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DONNA J. THOMAS, ADMINISTRATRIX OF)
THE ESTATE OF ANDRE THOMAS,)
DECEASED, ON BEHALF OF THE ESTATE)
OF ANDRE THOMAS,)
)
Plaintiff) Civil Action No. 09-996
)
V.) Judge Nora Barry Fischer
)
BOROUGH OF SWISSVALE, DEBRA)
LYNN INDOVINA-AKERLY, JUSTIN) **JURY TRIAL DEMANDED**
LEE KEENAN and GARY DICKSON,)
)
Defendants)

ORDER

AND NOW, to-wit, this _____ day of _____, 2011, upon
consideration of Plaintiff's Motion seeking to preclude certain expert testimony and evidence
concerning the cause of death of Andre Thomas, and a hearing having been held in open court, it
is hereby ordered and decreed that Plaintiff's Motion be **GRANTED**. Pursuant to this Order,
Deborah Mash, Ph.D. shall not be permitted to testify as an expert witness in the above captioned
case. It is further ordered that Defendants are precluded from offering evidence at trial to the
effect that Mr. Thomas' death was caused by agitated delirium, excited delirium or drug-induced
delirium.

U.S. District Court